

ASSEMBLY BILL

No. 595

**Introduced by Assembly Member Alejo
(Principal coauthor: Assembly Member Dodd)**

February 24, 2015

An act to amend Section 2555 of the Business and Professions Code, relating to healing arts.

LEGISLATIVE COUNSEL'S DIGEST

AB 595, as introduced, Alejo. Registered dispensing opticians: certificates.

Existing law provides for the issuance of a certificate of dispensing optician upon registration. Existing law permits a certificate to be suspended, revoked, or subjected to probation for violations of regulations or laws, as specified, or for incompetence, gross negligence, or repeated similar negligent acts by the registrant or an employee, as provided.

This bill additionally would permit a certificate to be suspended, revoked, or subjected to probation for unprofessional conduct, as defined. This bill also would permit a certificate to be suspended, revoked, or subjected to probation for actions by the registrant's agent.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 2555 of the Business and Professions
- 2 Code is amended to read:

1 2555. Certificates issued hereunder may in the discretion of
2 the division be suspended or revoked or subjected to terms and
3 conditions of probation for violating or attempting to violate this
4 chapter, Chapter 5.4 (commencing with Section 2540) or any
5 regulation adopted under this chapter or, Chapter 5.4 (commencing
6 with Section 2540), or Section 651, 654, or 655, or for
7 incompetence, gross negligence, *unprofessional conduct*, or
8 repeated-similar negligent acts performed by the registrant or by
9 an employee or agent of the registrant. *Unprofessional conduct*
10 *includes, but is not limited to, repeated interference with the*
11 *independent clinical judgment of an optometrist or with compliance*
12 *by an optometrist with prevailing clinical standards for the practice*
13 *of optometry.* The proceedings shall be conducted in accordance
14 with Chapter 5 (commencing with Section 11500) of Part 1 of
15 Division 3 of Title 2 of the Government Code, and the division
16 shall have all the powers granted therein.

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